

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

001058-00020

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

10/533895

INTERNATIONAL APPLICATION NO.
PCT/ES2004/000070

INTERNATIONAL FILING DATE
February 18, 2004

PRIORITY DATE CLAIMED

May 30, 2003

TITLE OF INVENTION

ADJUSTABLE RAIL FOR POWER WINDOW DEVICES FOR MOTOR VEHICLES

APPLICANT(S) FOR DO/EO/US

DAUMAL CASTELLON, Melchor

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☒ is attached hereto.
 - b. ☐ Has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An executed oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: Form PTO-1449; cited references (7); Form PCT/IB/311 Notification Concerning Transmittal of Copy of International Application as Published or Republished; PCT Application Publication No. WO 2004/106685; Form PCT/IB/301 Notification of Receipt of Record Copy; Form PCT/IB/304 Notification Concerning Submission or Transmittal of Priority Document

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless displays a valid OMB control number.

Not Yet Assigned **10/533895**

I.S. APPLICATION NO. (if known, see 37 CFR 1.53) **10/533895**

INTERNATIONAL APPLICATION NO. **PCT/ES2004/000070**

ATTORNEY'S DOCKET NO. **001058-00020**

The following fees have been submitted

		CALCULATIONS	PTO USE ONLY
1. <input checked="" type="checkbox"/>	Basic national fee	\$300	
2. <input checked="" type="checkbox"/>	Examination fee	\$300.00	
	International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).....		
	other situations	\$100	
3. <input checked="" type="checkbox"/>	Search fee	\$200	
	Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....		
	International Search Report prepared and provided to the Office.....	\$100	
	other situations	\$400	
	TOTAL OF 21, 22 and 23 =	\$500	
	Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.	\$1,000.00	
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
- 100 =	/50 =		x \$250
			\$
Additional fee of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).			
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total Claims	10 - 20 =		x \$ 50
Independent Claims	1 - 3 =		x \$200
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360
			\$
TOTAL OF ABOVE CALCULATIONS =			\$1,000.00
Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.			\$500.00
SUBTOTAL =			\$500.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).			\$
TOTAL NATIONAL FEE =			\$500.00
for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property			\$
TOTAL FEES ENCLOSED =			\$500.00
		Amount to be refunded:	
		Amount to be charged:	
<input checked="" type="checkbox"/> A check in the amount of \$ 500.00 to cover the above fees is enclosed. <input type="checkbox"/> Please charge my Deposit Account No. 23-2185 in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-2185.			
:: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and filed to restore the international application to pending status.			
ALL CORRESPONDENCE TO:			
ORDER NO.: 27557 KROME LLP New Hampshire Avenue, N.W. Arlington, D.C. 20037 (202) 772-5800 (202) 572-8398		Signature <u>Tara L. Hoffman</u> Name <u>Tara L. Hoffman</u> 46,510 Registration No. May 5, 2005 Date	

FORM PTO-1390 (REV. 02-2005)